

CAMPAIGN SPENDING COMMISSION

STATE OF HAWAII

In Re the Matter of	)	CA 02-39
	)	
T. IIDA CONTRACTING, LTD. and	)	
Henry Iida,	)	
	)	
Respondents.	)	
_____	)	

CONCILIATION AGREEMENT

On or around October 2002, Robert Y. Watada, Executive Director for the Campaign Spending Commission ("Commission"), initiated an investigation of Respondent, T. Iida Contracting, Ltd. ("Iida"). Business Registration Division records list Iida as doing business in general contracting, whose business address is 45-558 Kamehameha Hwy., Suite C, Kaneohe, Hawaii. Henry Iida is president of Iida and other officers include Alvin Iida, Hamilton Iida and Charles Iida (retired). The investigation was initiated pursuant to the express authority of section 11-193, Hawaii Revised Statutes ("HRS"), for a determination of whether the campaign spending law had been violated and a complaint would be submitted to the Commission.

NOW, THEREFORE, Iida and the Commission, having entered into conciliation and pursuant to section 11-216(g), HRS, do hereby agree as follows:

- I. That the Commission has jurisdiction over Respondents and the subject matter of this administrative action.
- II. That this Conciliation Agreement ("Agreement") and upon complete performance of the conditions stated herein has the effect of remedial or

corrective action taken by Respondents pursuant to section 11-216(g),  
HRS.

- III. That Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- IV. That Respondents waive the right to be heard at a public hearing conducted under chapter 91, HRS, pursuant to section 11-228(b), HRS.
- V. That Respondents enter into this Agreement with the Commission on their own volition and with full knowledge and understanding.
- VI. That parties agree to the pertinent facts as follows:
  - 1. On or around October 2002, Robert Y. Watada, in his capacity as Executive Director of the Campaign Spending Commission, and upon information received through the disclosure statements of the Harris 2000 Campaign Committee ("Harris"), initiated an investigation involving excess contributions in violation of section 11-204, HRS.
  - 2. Section 11-204(a)(1)(C), HRS, reads in part as follows: No person, other than a candidate for the candidate's own campaign, or any other entity shall make contributions to:...A candidate seeking nomination or election to a four-year nonstatewide office or to the candidate's committee in an aggregate amount greater than \$4,000 during an election period.

3. Section 11-204(h), HRS reads in part as follows: an individual and any corporation in which the individual owns a controlling interest, shall be treated as one person.
4. The election period for the Harris 2000 campaign committee for Mayor of Honolulu include the period from November 6, 1996 to November 7, 2000.
5. On or about June 2, 1999, Iida made a contribution to Harris in the amount of \$3,500.
6. On or about September 12, 1999, Charles Iida, Hamilton Iida, Henry Iida, and Alvin Iida each made a contribution of \$500 to Harris for a total of \$2,000.
7. On or about December 22, 1999, Charles Iida, Hamilton Iida, Henry Iida and Alvin Iida each made a contribution of \$1,000 to Harris for a total of \$4,000.
8. That aggregate contributions by Iida and officers totaled \$9,500 to the Harris campaign for the election period, excess contributions of \$4,000.

VII. Settlement Terms

As final settlement of the matter and issues in Conciliation Agreement

#02-39. Iida understands and agrees to the following:

- (A) Iida agrees to an assessment of **One Thousand Dollars (\$1,000)** pursuant to section 11-228, HRS.

(1) For violation of section 11-204(a)(1)(C), HRS,  
making an excess campaign contributions of \$4,000  
to the Harris campaign committee for the 1996 -  
2000 election period.

(B) Iida agrees to comply with campaign finance statutes on  
contribution and expenditures to candidate committees.

(C) Terms of payment of the assessment shall be by Order of  
the Commission.

VIII. The Commission upon its own motion or a written request of anyone filing  
a complaint under section 11-216, HRS, may review compliance with the  
Agreement. If the Commission believes that the Agreement has been  
violated, it may institute administrative proceedings or a civil action in the  
Circuit Court of the First Circuit pursuant to section 11-228(c), HRS.

IX. This Agreement shall become effective as of the date that all parties have  
signed and the Commission has approved the entire Agreement.

X. This Agreement constitutes the entire agreement between the Commission  
and Iida on the matters raised herein, and no other statement, promise, or  
agreement, either in writing or oral, not contained in this Agreement made  
by either party or by agents of either party shall be enforceable.

XI. This Agreement, unless violated, shall be a complete bar to any further  
action by the Commission with respect to the violations at issue in this  
matter.

**FOR THE COMMISSION:**

Robert Y. Watada, Executive Director

By: \_\_\_\_\_

Date: \_\_\_\_\_

**FOR THE RESPONDENTS:**

Henry T. Iida

By: \_\_\_\_\_

Date: \_\_\_\_\_

(Name)

(Title)